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## Mars Khaimov Law, PLLC

### VIA ECF

Honorable Judge Edgardo Ramos  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

## MEMO ENDORSED

August 15, 2023

Re: *1:23-cv-03881-ER Jones v. Plenty Mercantile, LLC*

### Status Letter and Request for Adjournment of Conference

Dear Judge Ramos,

Plaintiff's counsel submits this letter-motion to seek an adjournment of the initial pretrial conference, currently scheduled for August 17th, 2023, at 11:30am. Counsel has been unsuccessful thus far in attempts to communicate with Defendant. Defendant has filed an answer herein, although the answer is from a representative of the company, not from an attorney and, as such, Defendants cannot currently appear in this case as it is pro se. Plaintiff requests a 45 day adjournment for Defendant to properly appear and proposes to reschedule the conference for October 2nd, 2023, or a date convenient to the Court. This is the first time relief is being requested.

We thank the Court for its attention and consideration in this matter.

The request for an adjournment is granted. The initial pretrial conference is rescheduled for October 24 at 10:30 AM to allow Defendant additional time to retain counsel.

Plaintiff's counsel is directed to provide Defendant with a copy of this Memo Endorsement.

Defendant is advised that a corporation may not appear *pro se* before a federal court. *Carlone v. Lion & the Bull Films, Inc.*, 861 F. Supp. 2d 312, 318 (S.D.N.Y. 2012) (citing *Rowland v. California Men's Colony*, 506 U.S. 194, 201-02 (1993)). Defendant's failure to retain counsel and enter an appearance may result in adverse consequences, including entry of default.

Edgardo Ramos, U.S.D.J.

Dated: August 15, 2023

New York, New York

Respectfully submitted,

/s/ Mars Khaimov

Mars Khaimov, Esq.  
Attorney for Plaintiff

